

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

PEERLESS INSURANCE COMPANY,

Plaintiff,

v.

AMBI-RAD, LTD., et al.

Defendants.

Civil Action No.: 07-5402(JLL)

**ORDER ADOPTING
MARCH 6, 2009
REPORT AND RECOMMENDATION**


This Court had referred Defendant Ambi-Rad, Limited's motion to dismiss Plaintiff's Amended Complaint to the Honorable Claire C. Cecchi, United States Magistrate Judge, pursuant to 28 U.S.C. § 636 (b)(1)(B). Magistrate Judge Cecchi filed a Report and Recommendation in connection with Defendant's motion on March 6, 2009. The Court has considered the Report and Recommendation as well as the parties' submissions and Ambi-Rad's objection to the Report. For the reasons set forth in this Court's corresponding Opinion,

IT IS on this 23rd day of March, 2009,

ORDERED that the Report and Recommendation of Magistrate Judge Cecchi filed on March 6, 2009 [CM/ECF Docket Entry No. 23] is hereby ADOPTED as the findings of fact and conclusions of law of this Court; and it is further

ORDERED that Defendant's motion to dismiss Plaintiff's Amended Complaint [CM/ECF Docket Entry No. 17] is hereby DENIED.

IT IS SO ORDERED.



Jose L. Linares,
United States District Judge